

**Title 19—DEPARTMENT OF HEALTH**  
**Division 30—Division of Health Standards and**  
**Licensure**  
**Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.010 Definitions Relating to Child Care Facilities.**

The Department of Health is deleting section (2).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(2) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.010. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.010 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH**  
**Division 30—Division of Health Standards and**  
**Licensure**  
**Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.020 Application for Annual Fire Safety and Health and Sanitation Inspections and Inspection Procedures.**

The Department of Health is deleting section (8).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(8) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.020. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.020 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will cost the Department of Health \$510,571 total aggregate costs annually. A fiscal note containing a detailed estimated cost of compliance has been filed with the secretary of state.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**FISCAL NOTE  
PUBLIC ENTITY COST**

**I. RULE NUMBER**

Title: 19 - Department of Health

Division: 30 - Health Standards and Licensure

Chapter 60 - License-Exempt Child Care Facilities

Type of Rulemaking: Proposed Amendment

Rule Number and Name: 19 CSR 30-60.020 Application for Annual Fire Safety and Health and Sanitation Inspections and Inspection Procedures.

Prepared March 1, 2000, by the Bureau of Child Care.

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class who would likely be affected by the adoption of the proposed amendment:	Classification by types of the business entities which would likely be affected:	Estimate the aggregate as the cost of compliance with the rule by the affected entities:
1	Missouri Department of Health	\$510,571 Annually

**III. WORKSHEET**

The estimate in the aggregate was calculated as follows:

**Salaries**

13% of salaries for three Child Care Facility Specialist I's	\$10,259	
13% of salaries for 63 Child Care Facility Specialist II's	\$278,526	
13% of salaries for 10 Child Care Facility Specialist III's	\$48,036	
13% of salaries for five District Child Care Supervisors	<u>\$26,458</u>	
Total Salaries		\$363,279

**Equipment and Expense for 83 staff persons**

13% of Office Supplies	\$3237	
13% of Travel Expense	\$53,950	
13% of Office and Communication Expense	<u>\$26,975</u>	
Total Equipment and Expense		\$84,162

**Sanitation Inspections**

Annual and initial inspections	\$43,190	
Reinspections	\$8160	
Inspections for special problems	\$9300	
Lead inspections	<u>\$2480</u>	
Total Costs for Sanitation Inspections		<u>\$63,130</u>
Total Annual Cost		\$510,571

**IV. ASSUMPTIONS:**

1. As a result of the deletion of the requirement that this rule expires on June 30, 2000, costs to the Department of Health to provide fire safety, health, and sanitation inspections of 493 child care facilities operated by religious organizations and 124 nursery schools will be ongoing. Responsibility for the inspection of these facilities is distributed between 81 Child Care Facility Specialist I's, II's, III's, and District Child Care Supervisors. Sixty-six Child Care Facility Specialist I's and II's are responsible for the actual inspections of the facilities. Thirteen percent (13%) of the caseloads of Child Care Facility Specialist I's and II's are nursery schools and child care facilities operated by religious organizations. Therefore, for the purposes of this fiscal note, 13% of the salaries and expenses are calculated. Thirteen percent (13%) of the total salaries is \$363,279 and 13% of the total staff expense is \$84,162. This includes office supplies, travel, and communication expense. The total costs for inspection of these facilities are \$447,441.

2. The Department of Health contracts with local entities to conduct sanitation inspections for 493 child care facilities operated by religious organizations and 124 nursery schools. Each initial and annual inspection costs \$70.00. The annual costs for these inspections are \$43,190 ( $\$70 \times 617 = \$43,190$ ). As some of the facilities are not in compliance at the time of the inspection, 33% or 204 facilities must be reinspected at a cost of \$40.00 per reinspection. Costs for the reinspections are \$8160 ( $204 \times \$40.00 = \$8160$ ).

Approximately 10% or 62 of the facilities must receive additional special circumstance sanitation inspections. This may include emergency situations such as disease outbreaks, exposure to environmental hazards, infestation of insects, or complaint investigations. There is a cost of \$25.00 per hour and an average of two hours per inspection or \$50.00 per inspection. The average number of inspections is three with a cost of \$150.00. Therefore, the total annual costs for these inspections are \$9300 ( $\$150.00 \times 62 = \$9300$ ).

Approximately 5% or 31 facilities must be inspected for lead each year. The costs for these inspections are \$40.00 per hour. The average inspection is two hours for a total of \$80.00 per inspection. Therefore, the costs for these inspections are \$2480 ( $31 \times \$80.00 = \$2480$ ). The total annual costs for sanitation inspections of the 617 facilities are \$63,130. The costs for these sanitation inspections also are referenced in 19 CSR 40-60.030 Local Inspections and 19 CSR 40-60.090 Sanitation Requirements.

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.030 Local Inspections.** The Department of Health is deleting section (3).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(3) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.030. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.030 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will cost the Department of Health \$63,130 total aggregate costs annually. A fiscal note containing a detailed estimated cost of compliance has been filed with the secretary of state.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

## FISCAL NOTE PUBLIC ENTITY COST

### I. RULE NUMBER

Title: 19 - Department of Health

Division: 30 - Health Standards and Licensure

Chapter 60 - License-Exempt Child Care Facilities

Type of Rulemaking: Proposed Amendment

Rule Number and Name: 19 CSR 30-60.030 Local Inspections

Prepared March 1, 2000, by the Bureau of Child Care.

### II. SUMMARY OF FISCAL IMPACT

Estimate the number of entities by class who would likely be affected by the adoption of the proposed amendment:	Classification by types of the business entities which would likely be affected:	Estimate the aggregate as the cost of compliance with the rule by the affected entities:
1	Missouri Department of Health	\$63,130 Annually

### III. WORKSHEET

The estimate in the aggregate was calculated as follows:

#### Sanitation Inspections

Annual and initial inspections	\$43,190
Reinspections	\$8160
Special circumstance inspections	\$9300
Lead inspections	\$2480
Total Annual Costs for Sanitation Inspections	\$63,130

### IV. ASSUMPTIONS:

1. As a result of the deletion of the requirement that this rule expires on June 30, 2000, costs to the Department of Health to provide sanitation inspections of 493 child care facilities operated by religious organizations and 124 nursery schools will be ongoing. The Department of Health contracts with local entities to conduct sanitation inspections of 493 child care facilities operated by religious organizations and 124 nursery schools. Each initial and annual inspection costs \$70.00. The annual costs for these inspections are \$43,190 ( $70 \times 617 = \$43,190$ ). As some of the facilities are not in compliance at the time of the inspection, 33% or 204 facilities must be reinspected at a cost of \$40.00 per reinspection. Costs for the reinspections are \$8160 ( $204 \times \$40.00 = \$8160$ ).

Approximately 10% or 62 of the facilities must receive additional special circumstance sanitation inspections. This may include emergency situations such as disease outbreaks, exposure to environmental hazards, infestation of insects, or complaint investigations. There is a cost of \$25.00 per hour and an average of two hours per inspection or \$50.00 per inspection. The average number of inspections is three and the costs for the inspections are \$150.00. Therefore, the total annual costs for these inspections are \$9300 ( $\$150.00 \times 62 = \$9300$ ).

Approximately 5% or 31 facilities must be inspected for lead each year. The costs for these inspections are \$40.00 per hour. The average inspection is two hours for a total of \$80.00 per inspection. Therefore, the costs for these inspections are \$2480 ( $31 \times \$80.00 = \$2480$ ). The total annual costs for sanitation inspections of the 617 facilities are \$63,130. The costs for these sanitation inspections also are referenced in 19 CSR 30-60.020 Application for Annual Fire Safety and Health and Sanitation Inspections and Inspection Procedures and 19 CSR 40-60.090 Sanitation Requirements.

**Title 19—DEPARTMENT OF HEALTH**  
**Division 30—Division of Health Standards and**  
**Licensure**  
**Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.040 Variance Requests.** The Department of Health is deleting section (3).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(3) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.040. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.040 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH**  
**Division 30—Division of Health Standards and**  
**Licensure**  
**Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.050 Staffing Requirements.** The Department of Health is deleting section (5).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(5) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.050. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.050 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered,*

*comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH**  
**Division 30—Division of Health Standards and**  
**Licensure**  
**Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.060 Health Requirements.** The Department of Health is deleting section (12).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(12) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.060. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.060 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment is estimated to cost persons employed by nursery schools and child care facilities that are operated by religious organizations \$67,275 annually. A fiscal note containing a detailed estimated cost of compliance has been filed with the secretary of state.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**FISCAL NOTE  
PRIVATE ENTITY COST**

**I. RULE NUMBER**

Title: 19 - Department of Health

Division: 30 - Health Standards and Licensure

Chapter 60 - License-Exempt Child Care Facilities

Type of Rulemaking: Proposed Amendment

Rule Number and Name: 19 CSR 30-60.060 Health Requirements

Prepared March 1, 2000, by the Bureau of Child Care.

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class who would likely be affected by the adoption of the proposed amendment:	Classification by types of the business entities which would likely be affected:	Estimate the aggregate as the cost of compliance with the rule by the affected entities:
1035	Persons employed by child care facilities.	\$67,275 Annually

**III. WORKSHEET**

The estimate in the aggregate was calculated as follows:

There are 617 nursery schools and child care facilities operated by religious organizations. The facilities have an average of seven staff persons each for a total of 3451 staff persons. Physical assessments are only required at the time of employment. Therefore, there will be no additional costs for physical assessments of staff who are presently employed. However, the Department of Health estimates that there is a 30% staff turnover rate in the facilities. Based on the turnover rates, it will be necessary for 1035 new staff persons to receive a physical assessment annually. At an average cost of \$65.00 per physical assessment, the annual costs are \$67,275 (1035 X \$65.00=\$67,275). Caregivers also will be required to be tested for tuberculosis every two years. Normally, TB tests are completed in conjunction with the physical assessment. Additional TB tests are conducted by local health departments at no charge, therefore, there will be no costs to employees for these tests.

**IV. ASSUMPTIONS:**

1. The Department of Health estimates that there is a 30% staff turnover rate in the facilities.

investigations. There is a cost of \$25.00 per hour and an average of two hours per inspection or \$50.00 per inspection. The average number of inspections is three and the costs for the inspections are \$150.00. Therefore, the total annual costs for these inspections are \$9300 ( $\$150.00 \times 62 = \$9300$ ).

Approximately 5% or 31 facilities must be inspected for lead each year. The costs for these inspections are \$40.00 per hour. The average inspection is two hours for a total of \$80.00 per inspection. Therefore, the costs for these inspections are \$2480 ( $31 \times \$80.00 = \$2480$ ). The total annual costs for sanitation inspections of the 617 facilities are \$63,130. The costs for these sanitation inspections also are referenced in 19 CSR 30-60.020 Application for Annual Fire Safety and Health and Sanitation Inspections and Inspection Procedures and 19 CSR 30-60.030 Local Inspections.

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

*Department of Health, Bureau of Child Care Safety and Licensure,  
P.O. Box 570, Jefferson City, MO 65102-0570. To be considered,  
comments must be received within thirty days after publication of  
this notice in the Missouri Register. No public hearing is sched-  
uled.*

**PROPOSED AMENDMENT**

**19 CSR 30-60.070 Responsibilities of Caregivers.** The Department of Health is deleting section (2).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(2) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.070. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.070 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.080 Fire Safety Requirements.** The Department of Health is deleting section (6).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(6) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.080. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.080 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will cost the Missouri Division of Fire Safety \$54,805 total aggregate costs annually. A fiscal note containing a detailed estimated cost of compliance has been filed with the secretary of state.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the*

## FISCAL NOTE PUBLIC ENTITY COST

### I. RULE NUMBER

Title: 19 - Department of Health

Division: 30 - Health Standards and Licensure

Chapter 60 - License-Exempt Child Care Facilities

Type of Rulemaking: Proposed Amendment

Rule Number and Name: 19 CSR 30-60.080 Fire Safety Requirements

Prepared March 1, 2000, by the Bureau of Child Care.

### II. SUMMARY OF FISCAL IMPACT

Estimate the number of entities by class who would likely be affected by the adoption of the proposed amendment:	Classification by types of the business entities which would likely be affected:	Estimate the aggregate as the cost of compliance with the rule by the affected entities:
1	Missouri Division of Fire Safety	\$54,805 Annually

### III. WORKSHEET

The estimate in the aggregate was calculated as follows:

Total salaries of fire inspectors for DOH inspections	\$421,320
Total expense and equipment for DOH inspections	<u>\$126,734</u>
Total Salaries and expense and equipment for license-exempt facilities	\$548,054
	<u>X 10%</u>
Annual costs for the Division of Fire Safety to inspect child care facilities operated by religious organizations and nursery schools	\$54,805

### IV. ASSUMPTIONS:

1. Fire inspections conducted in child care facilities operated by religious organizations and nursery schools represent 10% of the total number of fire inspections conducted by the Office of the State Fire Marshal for the DOH, and 10% of the total costs to the Division of Fire Safety for the inspections.

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.090 Sanitation Requirements.** The Department of Health is deleting section (10).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(10) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo Supp. 1999. This rule was previously filed as 19 CSR 40-60.090. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.090 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will cost the Department of Health \$63,130 total aggregate costs annually. A fiscal note containing a detailed estimated cost of compliance has been filed with the secretary of state.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

## FISCAL NOTE PUBLIC ENTITY COST

### I. RULE NUMBER

Title: 19 - Department of Health

Division: 30 - Health Standards and Licensure

Chapter 60 - License-Exempt Child Care Facilities

Type of Rulemaking: Proposed Amendment

Rule Number and Name: 19 CSR 30-60.090 Sanitation Inspections

Prepared March 1, 2000, by the Bureau of Child Care.

### II. SUMMARY OF FISCAL IMPACT

Estimate the number of entities by class who would likely be affected by the adoption of the proposed amendment:	Classification by types of the business entities which would likely be affected:	Estimate the aggregate as the cost of compliance with the rule by the affected entities:
1	Missouri Department of Health	\$63,130 Annually

### III. WORKSHEET

The estimate in the aggregate was calculated as follows:

#### Sanitation Inspections

Annual and initial inspections	\$43,190
Reinspections	\$8160
Special circumstance inspections	\$9300
Lead inspections	\$2480
Total Annual Costs for Sanitation Inspections	\$63,130

### IV. ASSUMPTIONS:

1. The Department of Health contracts with local entities to conduct sanitation inspections for 493 child care facilities operated by religious organizations and 124 nursery schools. Each initial and annual inspection costs \$70.00. The annual costs for these inspections are \$43,190 ( $70 \times 617 = \$43,190$ ). As some of the facilities are not in compliance at the time of the inspection, 33% or 204 facilities must be reinspected at a cost of \$40.00 per reinspection. Costs for the reinspections are \$8160 ( $204 \times \$40.00 = \$8160$ ).

Approximately 10% or 62 of the facilities must receive additional special circumstance sanitation inspections. This may include emergency situations such as disease outbreaks, exposure to environmental hazards, infestation of insects, or complaint

investigations. There is a cost of \$25.00 per hour and an average of two hours per inspection or \$50.00 per inspection. The average number of inspections is three and the costs for the inspections are \$150.00. Therefore, the total annual costs for these inspections are \$9300 ( $\$150.00 \times 62 = \$9300$ ).

Approximately 5% or 31 facilities must be inspected for lead each year. The costs for these inspections are \$40.00 per hour. The average inspection is two hours for a total of \$80.00 per inspection. Therefore, the costs for these inspections are \$2480 ( $31 \times \$80.00 = \$2480$ ). The total annual costs for sanitation inspections of the 617 facilities are \$63,130. The costs for these sanitation inspections also are referenced in 19 CSR 30-60.020 Application for Annual Fire Safety and Health and Sanitation Inspections and Inspection Procedures and 19 CSR 30-60.030 Local Inspections.

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.100 Physical Plant, Space, Supplies and Equipment.** The Department of Health is deleting section (8).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(8) This rule expires June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.100. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.100 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.110 Transportation and Field Trip Requirements.** The Department of Health is deleting section (4).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(4) This rule expires June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.110. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.110 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 60—License-Exempt Child Care Facilities**

**PROPOSED AMENDMENT**

**19 CSR 30-60.120 Admission Procedures and Required Reports and Records.** The Department of Health is deleting section (7).

*PURPOSE: This proposed amendment deletes the requirement that this rule expires on June 30, 2000.*

*[(7) This rule expires on June 30, 2000.]*

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [1994] Supp. 1999. This rule was previously filed as 19 CSR 40-60.120. Original rule filed Dec. 1, 1994, effective July 30, 1995. Changed to 19 CSR 30-60.120 July 30, 1998. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH  
Division 30—Division of Health Standards and  
Licensure  
Chapter 62—Licensing Rules for Group Day Care  
Homes and Child Day Care Centers**

**PROPOSED AMENDMENT**

**19 CSR 30-62.087 Fire Safety.** The Department of Health proposes to amend this rule by revising subsection (12)(D); changing paragraph (12)(D)1. to subsection (12)(E); adding subsection (12)(F); renumbering paragraphs (12)(D)2. through 4.; and renumbering the remaining subsections.

*PURPOSE: This proposed amendment will ensure that all children in group day care homes and child day care centers are adequately protected from fire by smoke detectors and fire alarm systems.*

*(12) Detection, Alarms, and Extinguishment.*

*(D) [In addition to meeting all the requirements of this rule, facilities initially licensed and areas initially approved for child care on or after the effective date of this rule, shall meet the following requirements. If alterations are made in facilities licensed prior to the effective date of this rule, those facilities shall meet these requirements in the altered space—] A smoke detector(s) shall be installed in each room where children are being cared for and all other areas that are deemed necessary by the fire inspector. Smoke detectors shall be in good operating condition and functional at all times. If smoke detectors are not operational, the provider shall install smoke detectors as required by 19 CSR 30-62.087 (12)(F)1. Fire Safety.*

[1.] (E) All facilities shall have a manual fire alarm system. Pull stations shall be mounted at each exit door and at least one (1) horn or strobe light shall be installed in a central location on each floor. Additional horns or strobe lights may be required by the fire inspector dependent upon the floor plan and arrangement of space. The battery backup control panel shall be Underwriter's Laboratory (UL) or Factory Mutual (FM) listed and installed on a circuit used only for this system in the breaker box. The fire alarm system shall be installed and maintained in good working order. The fire inspector shall base the inspection of this system on the National Fire Protection Association Standards, *National Fire Alarm Code*. This does not apply to facilities housed in one (1) room only where all exit doors lead directly outside at level exit discharge[;].

(F) In addition to meeting all the requirements of this rule, facilities initially licensed and areas initially approved for child care on or after the effective date of this rule, shall meet the following requirements. If alterations are made in facilities licensed prior to the effective date of this rule, those facilities shall meet these requirements in the altered space—

[2.] 1. Group day care homes and day care centers caring for fifty (50) or fewer children at one (1) time shall have smoke detectors installed in each room used by the children and in other locations as deemed necessary by the fire inspector. All smoke detectors shall be powered by the building's electrical system and have a battery backup. When more than one (1) smoke detector is required in a facility, they shall be arranged so that the activation of any detector causes the operation of an alarm in all detectors. This system may work independently from the manual fire alarm system;

[3.] 2. Day care centers caring for more than fifty (50) children at one time shall have a full coverage fire alarm system. Smoke detectors shall be installed in each room, throughout hallways, and in other locations as deemed necessary by the fire inspector. Heat detectors shall be installed in the attic, kitchen, mechanical rooms, and other locations as deemed necessary by the fire inspector. The fire alarm system shall be installed and maintained in good working order. The fire inspector shall base the inspection of this system on the National Fire Protection Association Standards, *National Fire Alarm Code*; and

[4.] 3. Facilities using a commercial stove, deep fryer, two (2) home-type ranges placed side-by-side, or a home-type range that produces grease laden vapor, shall be equipped with a range hood and extinguishing system with an automatic cut-off of fuel supply and exhaust system in case of fire. The fire inspector shall inspect these systems to ensure that they are in good working condition and are installed and maintained correctly. The inspector shall base this inspection on the National Fire Protection Association, Chapter 96, *Standard for Fire Protection of Commercial Cooking Operations*.

A. Home-type stoves separated by an eighteen inch (18")-cabinet shall not be required to have an extinguishing system installed above them.

B. Facilities that cook on a home-type range and have a menu that does not include frying or emitting a grease-laden vapor, shall not be required to install a fire extinguishment system above the range.

C. The range hood fire extinguishment system shall be interconnected with the control panel of the fire alarm system. The activation of the range hood fire extinguishment system shall cause the fire alarm to activate throughout the building.

[(E)] (G) Day care centers caring for more than one hundred (100) children at one time shall have a fire alarm system that notifies a monitoring company or the fire department. A copy of the contract with the monitoring company shall be on file at the facility and available for review by the fire inspector. The contract with the monitoring company shall not be terminated without approval of the fire inspector.

[(F)] (H) Facilities that have a supervised automatic fire sprinkler system installed shall have the system tested and approved annually by a fire sprinkler company. A copy of the test report and approval of the system shall be kept on file at the facility and available for review by the fire inspector.

[(G)] (I) When child care space is located above the second floor, the entire building shall be protected by a supervised automatic sprinkler system.

*AUTHORITY: sections 210.221.1(3) and 210.252.5, RSMo [Supp. 1998] Supp. 1999. Original rule filed Feb. 18, 1999, effective Sept. 30, 1999. Emergency amendment filed March 1, 2000, effective March 11, 2000, expires Sept. 6, 2000. Amended: Filed March 1, 2000.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.*

*PRIVATE COST: This proposed amendment is estimated to cost 576 licensed group day care home and child day care center child care providers \$33,984 total aggregate costs annually. A fiscal note containing a detailed estimated cost of compliance has been filed with the secretary of state.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health, Bureau of Child Care Safety and Licensure, P.O. Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**FISCAL NOTE****PRIVATE ENTITY COST****I. RULE NUMBER**Title: 19 - Department of HealthDivision: 30 - Health Standards and LicensureChapter 62 - Licensing Rules for Group Day Care Homes and Child Day Care CentersType of Rulemaking: Proposed AmendmentRule Number and Name: 19 CSR 30-62.087 Fire Safety

Prepared March 1, 2000, by the Bureau of Child Care.

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class who would likely be affected by the adoption of the proposed amendment:	Classification by types of the business entities which would likely be affected:	Estimate the aggregate as the cost of compliance with the rule by the affected entities:
576	Licensed Group Day Care Home and Child Day Care Center Providers	\$33,984 Annually

**III. WORKSHEET**

The estimate in the aggregate was calculated as follows:

Nonfunctional smoke detectors to be replaced annually	576
Cost of smoke detector and installation	<u>X 59.00</u>
<b>Estimated annual costs to 576 group day care home and child day care center providers</b>	<b>\$33,984</b>

**IV. ASSUMPTIONS:**

1. The office of the State Fire Marshal currently requires smoke detectors in all licensed child care facilities. Currently all 1724 licensed group day care homes and child day care centers have been required to install smoke detectors. However, it will be necessary for some child care providers to replace nonfunctional smoke detectors. The office of the State Fire Marshal has determined that each of 12 fire inspectors finds an average of four nonfunctional smoke detectors per month. Therefore, 48 smoke detectors are determined to be nonfunctional per month (4 X 12), or 576 per year (12 X 48). The average cost of an electric smoke detector with a battery backup is \$9.00. The average installation cost of the detector is \$50.00 for a total of \$59.00 per detector.

Therefore, the total annual costs to 576 licensed group day care home and child day care center providers is \$33,984 ( $576 \times \$59.00 = \$33,984$ ).